

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6915**

**BILL NUMBER:** SB 265

**NOTE PREPARED:** Jan 28, 2010

**BILL AMENDED:** Jan 28, 2010

**SUBJECT:** Resisting Law Enforcement and License Suspension.

**FIRST AUTHOR:** Sen. Arnold

**FIRST SPONSOR:**

**BILL STATUS:** CR Adopted - 1<sup>st</sup> House

**FUNDS AFFECTED:** ☒ **GENERAL**  
☒ **DEDICATED**  
☐ **FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** (Amended) This bill provides that the driver's license of a person convicted of resisting law enforcement while using a vehicle and exceeding the speed limit by at least 20 miles per hour may be suspended for one year after the date the person is convicted (if the person is not incarcerated) or released from incarceration for a first offense, and two years for a second or subsequent offense. It specifies in which court a petition for a hardship license must be filed. The bill requires the court to notify the Bureau of Motor Vehicles (BMV) of the person's conviction, and specifies that the convicted person has the burden of applying for a new or renewal license and establishing that the one-year or two-year period has elapsed.

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:** For the BMV, the suspensions required in this proposal will be handled under current suspension procedures and will require no additional expenditures on the part of the BMV. The fund affected is the Motor Vehicle Highway Account, which supports the BMV. The BMV has averaged about 328,000 suspensions annually for the period CY 2004 through CY 2008.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Bureau of Motor Vehicles..

**Local Agencies Affected:** Courts.

**Information Sources:**

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